IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.M.JAMES

MONDAY, THE 17TH JULY 2006 / 26TH ASHADHA,1928

Bail Appl..No. 4238 of 2006

CMP.887/2006 of J.M.F.C.-II, SULTHANBATHERY
(CRIME NO.147/2006 OF PULPALLY POLICE STATON)

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PETITIONER/ACCUSED:

MANOJ, S/O. NARAYANAN,
VARANAKUZHIYIL (H), PAKKAM P.O.,
PULPALLY, WAYANAD DISTRICT.

BY ADV. SRI.S.M.PRASANTH

RESPONDENTS: COMPLAINANT:

THE STATE OF KERALA,
REPRESENTED BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR P.N. SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 17/07/2006, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

J.M.JAMES, J.

B.A.4238/2006

DATED THIS THE 17TH DAY OF JULY, 2006

O R D E R

The petitioner was found in illegal possession of twenty packets of Karnataka made arrack, each packet containing 100 ml., by the Pulpally Police Station authorities, who registered crime No.147/2006 under Section 55(a) of the Abkari Act. Though he could not be arrested on 21.6.2006, the date of detection, he surrendered before the Court below, on 29.6.2006. He remains in judicial custody. Hence this application for bail, under Section 439 Cr.P.C.

2. After hearing both sides and considering the fact that the investigation is complete, and the police do not require the petitioner for further interrogation and also that there is no other crime registered against him, I grant bail and release the petitioner from jail, subject to the following conditions:-

(a). The petitioner shall execute a bond for Rs.25,000/-, with two solvent sureties, each for the like sum, to the satisfaction of the Judicial Magistrate of First Class-II, Sulthan Bathery.

(b). The petitioner shall report before the investigating officer, once in a week on every Friday, between 10.00 a.m and 11.00 a.m., for a period of three months, starting from 21.7.2006.

The application is allowed as above.

J.M.JAMES
JUDGE

mrcs